

United States District Court
District of Wyoming

FILED
U.S. DISTRICT COURT
DISTRICT OF WYOMING

NOV 05 2021
11:31 a.m. *MF*
Margaret Botkins, Clerk
Cheyenne

CHRIS M. WILLMER, SR.

Plaintiff(s)

(In the space above enter the full name(s) of the plaintiff(s). If you cannot fit the names of all of the plaintiffs in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names),

v. (-against-)

DANNY L. GLICK

CORRHEALTH, INC.

DEPUTY LITTAU

JOHN AND JANE DOES 1 THROUGH 10
Defendant(s)

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section IV. Do not include addresses here.)

Case No. 71-cv-204-S

(To be filled out by Clerk's

Office only)

COMPLAINT

(Pro Se Prisoner)

Jury Demand?

Yes

No

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

COMPLAINT

Indicate below the federal legal basis for your claim, if known. This form is designed primarily for pro se prisoners challenging the constitutionality of their conditions of confinement, claims which are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

42 U.S.C. § 1983 (state, county, or municipal defendants)

Action under Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971) (federal defendants)

PLAINTIFF INFORMATION

WILLMER, SR., CHRIS M.
Name (Last, First, MI)

Aliases

061253
Prisoner ID #

LARAMIE COUNTY JAIL
Place of Detention

1910 PIONEER AVENUE

Institutional Address

LARAMIE, CHEYENNE WYOMING 82001
County, City State Zip Code

PRISONER STATUS

Indicate whether you are a prisoner or other confined person as follows:

Pretrial detainee
 Civilly committed detainee
 Immigration detainee
 Convicted and sentenced state prisoner
 Convicted and sentenced federal prisoner

DEFENDANT(S) INFORMATION

Please list the following information for each defendant. If the correct information is not provided, it could result in the delay or prevention of service. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper using the same format for any additional defendants.

Defendant 1: GLICK, DANNY L.

Name (Last, First)

SHERIFF

Current Job Title

1910 PIONEER AVENUE

Current Work Address

LARAMIE, CHEYENNE WYOMING 82001
County, City State Zip Code

Defendant 2: CORPHEALTH, INC.

Name (Last, First)

HEALTHCARE COMPANY
Current Job Title

1910 PIONEER AVENUE
Current Work Address

LARAMIE, CHEYENNE WYOMING 82001
County, City State Zip Code

Defendant 3: DEPUTY LITTAU
Name (Last, First)

DEPUTY SHERIFF- DETENTION DIVISION
Current Job Title

1910 PIONEER AVENUE
Current Work Address

LARAMIE, CHEYENNE WYOMING 82001
County, City State Zip Code

Defendant 4: JOHN AND JANE DOES 1 THROUGH 10
Name (Last, First)

UNKNOWN -- WILL OBTAIN DURING DISCOVERY
Current Job Title

1910 PIONEER AVENUE
Current Work Address

LARAMIE, CHEYENNE WYOMING 82001
County, City State Zip Code

STATEMENT OF CLAIM ONE

Place(s) of occurrence: LARAMIE COUNTY JAIL, 1910 PIONEER AVENUE,
CHEYENNE, WYOMING 82001

Date(s) of occurrence: AUGUST 24, 2021 TO PRESENT

State which of your federal constitutional or federal statutory rights have been violated:

EIGHTH AMENDMENT - FREE FROM CRUEL AND UNUSUAL PUNISHMENT

State here briefly the FACTS that support your case. Describe how each defendant was personally involved in the alleged wrongful actions, state whether you were physically injured as a result of those actions, and if so, state your injury and what medical attention was provided to you

FACTS:

What happened to you?

ON AUGUST 24th, 2021, I SUFFERED A MAJOR MEDICAL EMERGENCY. DURING THIS EMERGENCY, I WAS LEFT ON THE FLOOR OF THE JAIL CELL AND WAS NOT PROVIDED MEDICAL ATTENTION, LASTING FOR MORE THAN ONE (1) HOUR.

Who did what?

CORRHEALTH'S ON DUTY NURSE AND DEPUTY LITTAU FAILED TO RESPOND TO my CALLS FOR ASSISTANCE, AS WELL AS THE CALLS MADE BY OTHERS

INMATES IN THE POD. THIS WAS DENIAL OF
EMERGENT MEDICAL CARE.

Was anyone else involved?

LIEUTENANT JOHNSON #C301, CAPTAIN DON HOLLINGSHEAD
#C4, SHERIFF DANNY GLICK #C1, ALL WERE INVOLVED
IN THE GRIEVANCE PROCEDURE AND DENIED ANY
WRONG DOING AND ATTEMPTED TO COVER UP
THE INCIDENT.

STATEMENT OF CLAIM TWO

Place(s) of occurrence: LARAMIE COUNTY JAIL, 1910 PIONEER AVENUE, CHEYENNE, WY 82001

Date(s) of occurrence: AUGUST 24th, 2021 TO PRESENT

State which of your federal constitutional or federal statutory rights have been violated:

DENIAL OF ADEQUATE MEDICAL CARE

State here briefly the FACTS that support your case. Describe how each defendant was personally involved in the alleged wrongful actions, state whether you were physically injured as a result of those actions, and if so, state your injury and what medical attention was provided to you.

FACTS:

What happened to you?

AFTER FINALLY BEING TAKEN TO THE HOSPITAL FOR EMERGENCY MEDICAL TREATMENT, THE EMERGENCY ROOM DOCTOR REFERRED ME TO FOLLOW UP WITH NEUROLOGY. THE JAIL STAFF HAS FAILED TO COMPLY WITH THAT MEDICAL REFERRAL, INHEREBLY EXASPERATING my SERIOUS MEDICAL CONDITION.

Who did what?

CORRHEALTH, INC AND DANNY BUCK HAVE KNOWINGLY REFUSED TO ALLOW PLAINTIFF TO SEE THE REQUIRED NEUROLOGIST, WHEREBY DENYING ME ACCESS TO ADEQUATE AND APPROPRIATE MEDICAL CARE.

Was anyone else involved?

LIEUTENANT JOHNSON #C301 DENIED THE FILED GRIEVANCE.

[Attach additional sheets of paper using the same format for additional claims.]

ADMINISTRATIVE PROCEDURES

PLEASE NOTE: Prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions. 42 U.S.C. § 1997e(a). Your case may be dismissed if you have not exhausted your administrative remedies.

Exhaustion of Administrative Remedies as to Claim One

(a) Is there a grievance procedure at your institution? Yes No

(b) Have you filed a grievance about the facts in claim one? Yes No
(If you did not file a grievance, skip to d.)

(c) If your answer is YES:

1. Was the grievance: Informal Formal Both
2. What was the result? *Denied, stated jail did nothing wrong*
3. Did you appeal? Yes No
4. If you did appeal, what was the result? *Denied, stated jail did nothing wrong*

(d) If your answer is NO, explain why you did not file a grievance: _____

Exhaustion of Administrative Remedies as to Claim Two

(a) Is there a grievance procedure at your institution? Yes No

(b) Have you filed a grievance about the facts in claim one? Yes No
(If you did not file a grievance, skip to d.)

(c) If your answer is YES:

1. Was the grievance: Informal Formal Both
2. What was the result? *DENIED. NO ACTION TAKEN*

3. Did you appeal? Yes No

4. If you did appeal, what was the result? DENIED. JAIL STATED
THEY DID NOTHING WRONG

(d) If your answer is NO, explain why you did not file a grievance: _____

[Attach additional sheets of paper using the same format for additional claims.]

RELIEF

State briefly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.

- ① INJUNCTIVE RELIEF REQUIRING DEFENDANTS TO PROVIDE ADEQUATE MEDICAL CARE
- ② \$100,000 PUNITIVE DAMAGES, PER DEFENDANT, PER OCCURANCE.

PRISONER'S LITIGATION HISTORY

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in forma pauperis in federal court if that prisoner has "on three or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. §1915(g).

Have you brought any other lawsuits in state or federal court while a prisoner? Yes No

If yes, how many? _____

Number each different lawsuit below and include the following:

Name of case (including defendants' names), court, and docket number

Nature of claim made

How did it end? (For example, if it was dismissed, appealed, or is still pending, explain below.)

N/A

PLAINTIFF'S DECLARATION AND WARNING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost or burden on the parties or the court.

cost of litigation; (2) is supported by existing law or by a non-frivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the facts in this complaint are true to the best of my knowledge, information and belief. I understand if this certification is not correct, I may be sanctioned by the Court.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Plaintiff must sign and date the complaint and provide prison identification number and prison address.

OCTOBER 07, 2021

Dated



Plaintiff's Signature

WILLMER, SR., CHRIS M.

Plaintiff's Printed Name (Last, First, MI)

061253

Plaintiff's Prison Identification #

1910 PIONEER AVENUE

Prison Address

CHEYENNE

City

WY

State

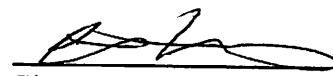
82001

Zip Code

CERTIFICATION OF MAILING

I declare under penalty of perjury this Complaint was placed in the institutional mailing system or deposited with prison officials on the 07 DAY OF OCTOBER, 2021 (month, day, year). I attest first-class postage has been prepaid.

Executed (signed) on 07 Day of October, 2021. (date)



Signature of plaintiff

CHRIS M. WILLMER, SR.
1910 PIONEER AVENUE
CHEYENNE, WY 82001

LARAMIE COUNTY SHERIFF'S DEPARTMENT
DETENTION DIVISION
INMATE REQUEST

Inmate: (Last)	(First)	(Middle)
Wilmer SR	Chris	M
Date: 8/25/21	Pod: M	Room: 906
Purpose: <input type="checkbox"/> Release Date <input type="checkbox"/> Court Issues <input type="checkbox"/> Inmate Labor Status <input type="checkbox"/> Notary Service <input type="checkbox"/> Programs <input type="checkbox"/> Mail Issues <input type="checkbox"/> Medical/Sp. Diet <input type="checkbox"/> Classification <input checked="" type="checkbox"/> Other: Copies		

Request:

May I get copies of my
 medical papers from my trip to
 the hospital 8/24/21
 all papers thank you Chris Wilmer

Received by: Buckley 721 Date: 08-24-21

Answer: They have been placed in your
 property and you will receive them
 when you are released.

If you are requesting any medical
 records you will need to submit
 a request to get copies from records

Answered by: Corporal Onisto ID #: 64 Date: 8-25-2021

DETENTION DIVISION
INMATE GRIEVANCE/APPEAL

Grievance # 08-2421 2145

Inmate: (Last) Wittner (First) SR (Middle) Chris
 Date: 8-25-21 POD M Room 406
 Check One: Grievance Appeal of DHO
 Grievance of: Food Svc Medical Classification
 Staff Other

Provide specific reason(s) for grievance/appeal:

ON 8/24/21 AT OR ABOUT 02:50 hrs I suffered a major medical emergency. During this time the Dep Lt Hau, the on duty POD officer, had already did his check and seen me laying on the concrete floor. The Pod officer intentionally, willfully and with gross neglect, failed to appropriately respond to my medical emergency. After another inmate pressed the emergency bell Intercoms Bottom, a nurse was finally summoned for help over 20 minutes later. Once the nurse arrived, she indicated to deputies to pretend to walk away, as she believed I was faking a illness. Finally the nurse did realize it was a serious matter and 52 minutes later an ambulance was called. As a result of the Deputy and medical personnel's lack of response, I suffered needlessly and was denied adequate medical care in violation of my constitutional rights, pursuant to 42 USC 1988.

Received By: Buckley I.D. No.: 121 Date/Time: 08-24-21 2145
 SPVR Review: Corporal Onisto I.D. No.: 64 Date/Time: 8-25-21 0132
 Routed To: Programs Classification Medical Admin.
 Security LT. Sup Svc Lt. Other
 Answer: Approved/ Valid Disapproved/ Invalid
 Other

After speaking with Deputy Li Hau he did observe you lying on the floor what appeared to him that you were breathing, sleeping on the floor like you have multiple times.

After speaking to the Nurse she did say to step from the door to the other Deputies to see if you tried to move your neck. Nothing about you were faking it.

Answered By: Corporal Onisto I.D. No.: 64 Date/Time: 8-25-21 0139

LARAMIE COUNTY SHERIFF'S DEPARTMENT

DETENTION DIVISION

INMATE GRIEVANCE/APPEAL

ance # 08-35212123

Name: Chris M
 Date: 8-26-21 POD: M Room: 406
 One: APPEAL Grievance Appeal of DHO
 vance of: Food Svc Medical Classification
 Staff Other

Provide specific reason(s) for grievance/appeal:

On the 24th of August around 2:50am I suffered major medical emergency. During this time the Duty Pod Officer Little. Not Already Performed Security Check and obscured me screaming and shouting for help. The Pod Officer was extremely unhelpful and with gross neglect, failed to appropriately respond to my medical emergency. After another inmate passed the emergency cell intercom button, 1 Nurse was finally summoned for help approximately 30 minutes later. Once the Nurse arrived she indicated to the Deputy to Pre-treat & assist A. M. as she believed I was suffering an illness. Finally the Nurse replied it was a serious matter and 52 minutes later in fact when I was called. As a result of the Duty and medical lack of response, I suffered needlessly an hour. Denied Adequate medical care in violation of my constitutional rights, pursuant to 14 USC 1983.

Received By: EMIL I.D. No.: 012 Date/Time: 8/25/21 0123
 SPVR Review: Brent I.D. No.: 203 Date/Time: 8/26/21 0137
 Routed To: Programs Classification Medical Admin.
 Security LT. Sup Svc Lt. Other
 Answer: Approved/ Valid Disapproved/ Invalid
 Other

After review on this incident I can help you received appropriate medical care.

Medical staff informed by your self not I didn't medical response personnel assigned to transport you to Cheyenne Regional Medical Center.

Once at the local hospital you stayed for approximately 3 hours before a medical personnel came and you for transportation with no physical restrictions.

Answered By: GL I.D. No.: 301 Date/Time: 8/27/21 1451pm

09012/1655

DETENTION DIVISION

INMATE GRIEVANCE/APPEAL

09012/1655

Grievance #

Inmate: (Last) Willeme (S.R.) (First) Chris (Middle) m

Date: 9/1/21 POD 01 Room 207

Check One: Grievance Appeal of DHO

Grievance of: Food Svc Medical Classification
 Staff Other

Provide specific reason(s) for grievance/appeal: On the 24th
of Aug. Around 250AM I suffered a major medical
Emergency. During this time the on duty Pod
Officer (THAUS) had already performed a security
seen me on the floor, yelling for help, the Pod
Officer intentionally, willfully and with
gross neglect, failed to appropriately respond
to my medical Emergency. After another
Inmate pressed the emergency call
intercom button. A nurse was finally
summoned for help, 26 minutes later
once the nurse arrived she indicated
to the Pod Officer/Deputies to pretend
to walk away, as she believed I was
experiencing an illness. Finally the
nurse realized it was a serious matter
and 52 minutes later an ambulance
was called. As a result of the Deputies
and medicals lack of response I
suffered Neglect and was denied adequate medical
Care, in violation of my constitutional Right Pursuant
to 42 USC 1988

Received By: ANALOS 99 I.D. No.: 99 Date/Time: 1655/9/1/2021

SPVR Review: SJ/Chay I.D. No.: C24 Date/Time: 9/1/21@1739

Routed To: Programs Classification Medical Admin.

Security LT. Sup Svc Lt. Other Lt. Johnson

Answer: Approved/ Valid Disapproved/ Invalid
 Other

This has already been
answered

Answered By: SJ I.D. No.: 301 Date/Time: 9/3/21 1228



4.20z
4 stamps



Chris Wimmer, Sir
1910 Pioneer Avenue
Cheyenne, WY 82001

United States District Court
X United States Clerk
Office of the Clerk, Room 2131
2120 Capitol Avenue,
Cheyenne, WY 82001

Laramie County
INMATE MAIL

Legal
Mail